		*II
	Application No.	Applicant(s)
	10/726,746	SURNILLA ET AL.
Notice of Allowability	Examiner	Art Unit
	Tu M. Nguyen	3748
The MAILING DATE of this communication appears on the cover sheet with the correspondence address All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.		
1. This communication is responsive to an Applicant's Amendment filed on October 6, 2006.		
2. X The allowed claim(s) is/are 22-29.		
<ul> <li>3.  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).</li> <li>a) All b) Some* c) None of the:</li> <li>1.  Certified copies of the priority documents have been received.</li> </ul>		
Certified copies of the priority documents have been received in Application No		
3. Copies of the certified copies of the priority documents have been received in this national stage application from the		
International Bureau (PCT Rule 17.2(a)).		
* Certified copies not received:		
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.		
4. A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.		
5. CORRECTED DRAWINGS ( as "replacement sheets") mus	st be submitted.	
(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached		
1) 🗌 hereto or 2) 🔲 to Paper No./Mail Date		
(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date		
Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).		
<ol> <li>DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.</li> </ol>		
Attachment(s)		
1. Motice of References Cited (PTO-892)	5. Notice of Informal F	Patent Application
2.  Notice of Draftperson's Patent Drawing Review (PTO-948)	6. Interview Summary	(PTO-413),
3. Information Disclosure Statements (PTO/SB/08),	Paper No./Mail Da 7. ⊠ Examiner's Amend	ite ment/Comment
Paper No./Mail Date  4. Examiner's Comment Regarding Requirement for Deposit	8. 🛭 Examiner's Statem	ent of Reasons for Allowance
of Biological Material	0 C Othor	

## **EXAMINER'S COMMENT**

1. An Applicant's Amendment filed on October 6, 2006 has been entered. Claims 1-5 have been canceled; and claims 23-29 have been added. Overall, claims 22-29 are pending in this application.

## Allowable Subject Matter

2. The following is an examiner's statement of reasons for allowance:

Applicant's claimed method to adjust an engine air-fuel ratio into an emission control device in response to a deceleration condition of a vehicle, wherein the air-fuel ratio is less lean than a limit air-fuel ratio value that is based on an oxygen storage amount of an upstream emission control device, is not disclosed or rendered obvious by the prior art of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

## Prior Art

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure and consists of two patents: Pott et al. (U.S. Patent 7,051,516) and Takubo (U.S. Patent 7,104,047) further disclose a state of the art.

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## Communication

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Examiner Tu Nguyen whose telephone number is (571) 272-4862.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Thomas E. Denion, can be reached on (571) 272-4859. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

**TMN** 

October 16, 2006

Tu M. Nguyen

Tu M. Nguyin

Primary Examiner

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